

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: A03P1062US02

EXPRESS MAIL NO. EV100887107US

Inventor(s): Mark W. Kroll; Eric Falkenberg; and Paul A. Levine

Title: SYSTEM AND METHOD FOR PROVIDING PREVENTIVE OVERDRIVE PACING AND ANTITACHYCARDIA PACING USING AN IMPLANTABLE CARDIAC STIMULATION DEVICE

MAIL STOP PATENT APPLICATION
 COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith for filing are the following documents:

X 3 page(s) DATA SHEET
 X 42 page(s) application including 35 pages specification; 6 pages claims, and
1 page abstract
 X 7 Sheet(s) of Drawings
 Formal xx Informal
 X Declaration
 X Assignment
 X Recordation Form Cover Sheet
 X Power of Attorney by Assignee...
 X Nonpublication Request Under 35 USC 122...
 X Information Disclosure Statement
 X PTO-1449 and references
 X Return Postcard

03945 U.S. PTO
 10/657963
 09/08/03

CALCULATION OF FEES						
ITEM		NO. OF CLAIMS FILED		NO. OF ADDITIONAL CLAIMS FILED	LG ENTITY FEE	\$ FEE
A	TOTAL CLAIMS FEE	21	- 20 =	1	X \$18	\$ 18
B	INDEPENDENT CLAIMS FEE**	3	-3 =	0	X 84	0
C	SUBTOTAL - ADDITIONAL CLAIMS FEE (LINES A + B)					\$ 18
D	MULTIPLE-DEPENDENT CLAIMS FEE LARGE ENTITY FEE = \$270					
E	BASIC FILING FEE*LARGE ENTITY = \$750					750
F	TOTAL FILING FEE** (ADD TOTALS FOR LINES C, D, AND E)					\$ 768**

X

Charge Deposit Account No. **16-0068**
 the amount of

\$768**

**A copy of this letter is
 enclosed.**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0068

X Any additional filing fees required under 37 CFR 1.16.

X Any patent application processing fees under 37 CFR 1.17.

X The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0068

X Any patent application processing fees under 37 CFR 1.17.

X Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

Date:

9/8/03



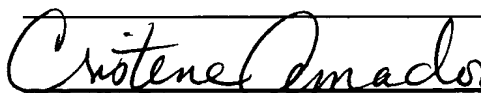
Derrick Reed, Attorney for Applicants
Reg. No. 40,138

Correspondence Address:

PACESETTER, INC.
15900 Valley View Court
Sylmar, CA 91392-9221
818/493-2200
818/362-4795 (fax)

I hereby certify that this New Application is being deposited with the United States Postal Service as "Express Mail" mailing label number **EV100887107US** in an envelope as "Express Mail Post Office to Addressee" addressed to the:
MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450, on:

September 8, 2003

 9/8/03
Cristene Amador Date

**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

Mark W. Kroll

Title

**SYSTEM AND METHOD FOR PROVIDING PREVENTIVE
OVERDRIVE PACING AND ANTITACHYCARDIA PACING
USING AN IMPLANTABLE CARDIAC STIMULATION
DEVICE**

Atty Docket Number

A03P1062US02

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9/8/03

Date



Signature

Derrick Reed, 40,138

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**